

UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF MASSACHUSETTS

LINDA DITOMASSO,

Plaintiff,

v.

PHILIP SERVICES CORPORATION,  
PSC GROUP LIFE PLAN and  
CONTINENTAL ASSURANCE COMPANY,

Defendants.

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§

CIVIL ACTION

NO. 05-40057

**MOTION TO PERMIT COUNSEL TO APPEAR PRO HAC VICE**

Pursuant to Rule 83.5.3(b) of the Local Rules of this Court, Jennifer M. Ryan, counsel of record for Defendants Philip Services Corporation and PSC Group Life Plan (collectively referred to herein as “Defendants”), hereby moves this Court to permit Gretchen Agena to appear on Defendants’ behalf as counsel *pro hac vice* in the above-captioned case.

In support of this motion, the undersigned counsel states the following:

1. Jennifer M. Ryan is a member in good standing of the bar of this Court.
2. Gretchen Agena is a member in good standing of the bar of the State of Texas and the U.S. District Court for the Southern District of Texas.
3. Ms. Agena is an associate in the law firm of Locke Liddell & Sapp LLP.
4. There are no disciplinary proceedings pending against Ms. Agena as a member of the bar in any jurisdiction.
5. Ms. Agena has been provided with the Local Rules of the United States District Court for the District of Massachusetts and has indicated in her Certificate (attached hereto) that she is familiar with them.

6. The Certificate of Gretchen Agena in Support of this Motion to Permit Counsel to Appear *Pro Hac Vice* is attached hereto as Exhibit A.

Respectfully submitted,

**PHILIP SERVICES CORPORATION  
and PSC GROUP LIFE PLAN**

By their attorneys:

/s/ Jennifer M. Ryan  
Jennifer M. Ryan (BBO# 661498)  
James L. Hauser (BBO# 557214)  
BROWN RUDNICK BERLACK ISRAELS LLP  
One Financial Center  
Boston, MA 02111  
Tel. (617) 856-8200  
Fax (617) 856-8201

Dated: July 1, 2005

**LOCAL RULE 7.1(A)(2) CERTIFICATION**

Counsel for Defendants attempted to confer with Plaintiff's Counsel William J. Ritter on July 1, 2005, prior to filing this motion but was unable to reach him.

/s/ Jennifer M. Ryan  
Jennifer M. Ryan

**CERTIFICATE OF SERVICE**

I hereby certify that on this 1st day of July, 2005, a true and correct copy of the foregoing pleading was served via certified mail, return receipt requested, with proper postage affixed and addressed as follows:

William J. Ritter  
POJANI HURLEY RITTER & SALVIDIO, LLP  
446 Main Street  
Worcester, MA 01608

/s/ Jennifer M. Ryan  
Jennifer M. Ryan

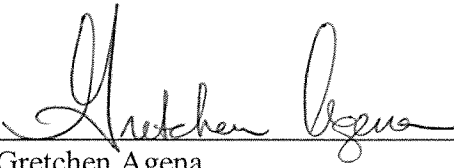
IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF MASSACHUSETTS

LINDA DITOMASSO,	§	
	§	
Plaintiff,	§	
	§	
v.	§	CIVIL ACTION
	§	
PHILIP SERVICES CORPORATION,	§	NO. 05-40057
PSC GROUP LIFE PLAN and	§	
CONTINENTAL ASSURANCE COMPANY,	§	
	§	
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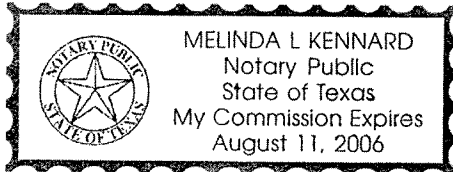
**CERTIFICATE OF GRETCHEN AGENA IN SUPPORT OF MOTION  
TO PERMIT COUNSEL TO APPEAR PRO HAC VICE**

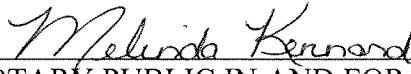
Pursuant to Rule 83.5.3(b) of the Local Rules of this Court and in support of the attached Motion to Permit Counsel to Appear *Pro Hac Vice*, I, Gretchen Agena, having been duly sworn, on my oath do say as follows:

1. I am a member in good standing of the bar of the State of Texas and the U.S. District Court for the Southern District of Texas.
2. I am an associate in the law firm of Locke Liddell & Sapp LLP.
3. There are no disciplinary proceedings pending against me as a member of the bar in any jurisdiction.
4. I have been provided with the Local Rules of the United States District Court for the District of Massachusetts and I am familiar with them.

  
Gretchen Agena

SWORN TO AND SUBSCRIBED before me this 30<sup>th</sup> day of June, 2005.



  
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS

My Commission Expires: \_\_\_\_\_